



**ETHICS ADVISORY COMMISSION
PRELIMINARY PANEL
MINUTES
November 17, 2005 – Dallas City Hall Room 4CN #3**

05-0319

EAC Members Present: Calvin Bluiett, Vice-Chair
Rebecca Bergstresser
Margaret Donnelly

Staff Present: Shirley Acy, City Secretary
Gwen Satterthwaite, City Attorney's Office
Lisa Christopherson, City Attorney's Office
Michelle M. Calloway, City Secretary's Office
Monesia Davis, City Secretary's Office
Lois Dillard, City Secretary's Office

Meeting called to order at 4:40 PM.

The panel reviewed the sworn complaint filed on November 4, 2005 by Joyce Archuleta, a citizen of Dallas against Mayor Laura Miller regarding alleged violations of the Code of Ethics provisions, responses filed by Steven D. Wolens, attorney for Mayor Miller, and materials filed in the City Secretary's Office.

The panel began to review a checklist of complaint requirements as outlined by Section 12A-26 (a) (1) (4) of the Code and the provisions alleged by Joyce Archuleta to have been violated. Commissioner Donnelly stated that the complainant appeared to have based all her allegations upon 3rd party information, publications, etc., and did not appear to have a hint of personal knowledge of any misconduct by Mayor Miller. Due to the Code's requirement of personal knowledge, she moved that the complaint be dismissed.

After further discussion by Vice-Chair Bluiett and Commissioner Bergstresser concerning the non-actionable violations cited and the lack of jurisdiction of the EAC over charter amendment references, Commissioner Bergstresser seconded the motion and stressed the need for the Commission to clarify the specific citations listed in the complaint that were being dismissed. Assistant City Attorney Gwen Satterthwaite clarified the citations listed in the complaint; namely, Section 12A-1(b); Section 12A-

1(2)(A)(B)(C)(E)(F); Section 12A-3; Section 12A-3(a)(1); Section 12A-3(b)(1); Section 12A-4 and Section 12A-10(g).

With no further discussion, the motion was voted upon and passed unanimously.

Vice-Chair Bluiett called for a motion to dismiss the panel meeting; motion was made by Commissioner Bergstresser, seconded by Commissioner Donnelly and passed unanimously.

The panel meeting adjourned at 4:53.

Vice-Chair